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July 5, 2005

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3736**

OUR FILE NO. 990356.CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Stephen Nuss
 Serial No. : 09/760,136 : Examiner Foreman, Jonathan M.
 Filed : January 12, 2001 : Art Unit 3652
 For : Titanium Molybdenum Alloy Guidewire

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment Under Rule 37 C.F.R. 1.116 in response to the Final Office Action dated May 5, 2005 along with a Declaration Under 37 C.F.R. 132 of Dr. Jefffey W. Chambers in the above-identified patent application.

The Commissioner is hereby authorized to charge any fees listed in 37 CFR 1.16 and 1.17 which may be required by this paper or credit any overpayment to Deposit Account No. 08-1265.

No additional fee is required.

Yours very truly,

NIKOLAI & MERSEREAU, P.A.

Thomas J. Nikolai

TJN/jr
Enclosures

PATENTS | COPYRIGHTS | TRADEMARKS | UNFAIR COMPETITION | TECHNOLOGY & INFORMATION | LITIGATION | LICENSING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 09/760,136 : Confirmation No. 2264
Applicant : Stephen Nuss
Filed : January 12, 2001
TC/A.U. : 3736
Examiner : Foreman, Jonathan M.
Our Docket No. : 990356.CON
Customer No. : 23595

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Final Office Action mailed May 5, 2005, please amend the above-captioned application as follows: